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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/655,328	09/04/2003	Josef A. Graessle	58975US002

32692
 3M INNOVATIVE PROPERTIES COMPANY
 PO BOX 33427
 ST. PAUL, MN 55133-3427

CONFIRMATION NO. 6102
 FORMALITIES LETTER



OC000000013563337

Date Mailed: 08/17/2004



NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
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08/31/2004 MDELETE1 00000081 133723 10655328

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130.00 DA

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
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 Address: COMMISSIONER FOR PATENTS
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 Alexandria, Virginia 22313-1450
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APPLICATION NUMBER	FILING OR 371(c) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/655,328	09/04/2003	Josef A. Graessle	58975US002

32692
 3M INNOVATIVE PROPERTIES COMPANY
 PO BOX 33427
 ST. PAUL, MN 55133-3427

CONFIRMATION NO. 6102
WITHDRAWAL NOTICE



OC000000013563297

Date Mailed: 08/17/2004

WITHDRAWAL OF PREVIOUSLY SENT NOTICE

The Notice mailed on 01/05/2004 was sent in error and is hereby withdrawn. A corrected Notice is enclosed. The time period for reply runs from the mail date of the corrected Notice. We apologize for any inconvenience this caused.



*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
 Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY



32692
Customer Number

PATENT
Docket No.: 58975US002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

JOSEF A. GRAESSLE, KEVIN R. GREEN
and ALBERT VENT

Serial No.: 10/655,328
Filed: September 4, 2003

Group Art Unit: 2878

Examiner:

For: BIOLOGICAL GROWTH PLATE
SCANNER WITH AUTOMATED
INTAKE

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on:

August 26, 2004

Signature

Judy L. Hansen
Judy L. Hansen

***LATE SUBMISSION OF DECLARATION UNDER 37 CFR 1.53(d)
AND TRANSMITTAL OF ASSIGNMENT FOR RECORDING***

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Enclosed herewith is a Declaration and Power of Attorney for the above-identified application, along with a copy of the Patent and Trademark Office's Notice of August 17, 2004. An assignment to 3M Innovative Properties Company is also enclosed.

Authorization is hereby provided to charge any fee required in connection with this paper, including the \$130.00 fee under 37 CFR 1.16(e) for a surcharge for filing this late Declaration, to Deposit Account No. 13-3723. Please also charge the fee of \$40.00 for recording of the assignment, which is hereby requested, to the same deposit account.

A separate cover letter directed to the Assignment Branch is enclosed to which a copy of the assignment is attached.

Having now complied with all of the requirements of 37 CFR 1.53, applicant respectfully requests that this application be placed on the files for examination.

Respectfully submitted,

Nancy M. Lambert

Nancy M. Lambert
Registration No. 44,856
Attorney for Applicants

NML:jlh/58975US002 Missing Parts
Office of Intellectual Property Counsel
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(651) 733-2180
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Dated: *August 24, 2004*